

LABOR SERVICES DIVISION[875]

Adopted and Filed

Pursuant to the authority of Iowa Code section 88.5, the Labor Commissioner hereby amends Chapter 26, “Construction Safety and Health Rules,” Iowa Administrative Code.

In 2010, the U.S. Department of Labor, Occupational Safety and Health Administration (federal OSHA), made significant updates to the occupational safety and health standards concerning crane safety. At that time, federal OSHA established a November 10, 2014, deadline for crane operators to become certified and the Iowa Labor Commissioner adopted the federal requirements by reference.

On September 26, 2014, federal OSHA extended the deadline for crane operator certification to November 10, 2017. Federal OSHA also extended by three years the employer’s responsibility to ensure that crane operators are competent to operate a crane safely, effectively leaving the status quo in place for an additional three years.

The principal reasons for adoption of this amendment are to implement legislative intent, protect the safety and health of Iowa workers, and make Iowa’s rules current and consistent with federal regulations. Pursuant to Iowa Code subsection 88.5(1) and 29 CFR 1953.5, Iowa must adopt changes to the federal occupational safety and health standards.

Notice of Intended Action was published in the December 24, 2014, Iowa Administrative Bulletin as **ARC 1797C**. No public comment was received on the proposed amendment. This amendment is identical to that published under Notice.

No variance procedures are included in this rule. Variance procedures are set forth in 875—Chapter 5. After analysis and review of this rule making, no impact on jobs will occur.

This amendment is intended to implement Iowa Code section 88.5 and 29 CFR 1953.5.

This amendment shall become effective on April 22, 2015.

The following amendment is adopted.

Amend rule **875—26.1(88)** by inserting the following at the end thereof:
79 Fed. Reg. 57798 (September 26, 2014)

[Filed 2/16/15, effective 4/22/15]

[Published 3/18/15]

EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 3/18/15.